



defense counsel learned that Mr. Avery is serving in the Tennessee National Guard 278th Division and has been deployed to Iraq. It is unknown when Mr. Avery will return.

For good cause stated, Defendant's Motion to Stay [Doc. 14] is **GRANTED**, whereby all proceedings are **STAYED UNTIL DECEMBER 1, 2010**. Because no discovery has been conducted yet, Defendant will not be prejudiced. All pending dates and deadlines, including the trial date, are hereby **VACATED**. Furthermore, the parties are **ORDERED** to provide a status update on December 1, 2010.

**IT IS SO ORDERED.**

**ENTER:**

s/ Thomas W. Phillips  
United States District Judge